

ORDINANCE
OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK AMENDING
CITY CODE CHAPTER 184 “VEHICLES AND TRAFFIC”, ARTICLE I, “GENERAL
REGULATIONS” BY ADOPTING §184-5.1, “THROUGH TRUCK TRAFFIC”, TO
PROVIDE FOR REGULATION OF THROUGH TRUCK TRAFFIC

WHEREAS, §5-202 of the Local Government Article of the Annotated Code of Maryland provides that the Mayor and Council of the City of College Park, Maryland have the authority to pass such ordinances as it deems necessary to preserve peace and good order, and to protect the health, comfort and convenience of the citizens of the municipality; and

WHEREAS, pursuant to §25-102 of the Transportation Article, Annotated Code of Maryland, the City may regulate through truck traffic and prohibit trucks from using any highway or alley that is not designated or maintained as a part or extension of the State or federal highway system, provided the City has designated an adequate alternate route for diverted truck traffic; and

WHEREAS, the Mayor and Council have determined that it is in the public interest to amend Chapter 184, “Vehicles and Traffic” to regulate through truck traffic as authorized by the Transportation Article, to protect the smaller residential streets in the City.

Section 1. **NOW THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Council of the City of College Park, Maryland that Chapter 184 “Vehicles and Traffic”, Article I, “General Regulations”, be and is hereby amended to add §184-5.1, “Through Truck Traffic” to read as follows:

§ 184-5.1. THROUGH TRUCK TRAFFIC.

THE MAYOR AND COUNCIL MAY BY RESOLUTION PROHIBIT THROUGH TRUCK TRAFFIC AND PROHIBIT TRUCKS FROM USING ANY PUBLIC WAY, HIGHWAY OR ALLEY THAT IS NOT DESIGNATED OR MAINTAINED AS A PART OR EXTENSION OF

THE STATE OR FEDERAL HIGHWAY SYSTEM, PROVIDED THAT AN ADEQUATE ALTERNATE ROUTE FOR DIVERTED TRUCK TRAFFIC HAS BEEN DESIGNATED. IT SHALL BE UNLAWFUL FOR ANY PERSON TO OPERATE A THROUGH TRUCK ON ANY PUBLIC WAY THAT HAS BEEN SO DESIGNATED AND RESTRICTED PURSUANT TO THE AUTHORITY CONTAINED IN THIS SECTION.

Section 2. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park that, upon formal introduction of this proposed Ordinance, which shall be by way of a motion duly seconded and without any further vote, the City Clerk shall distribute a copy to each Council member and shall maintain a reasonable number of copies in the office of the City Clerk and shall publish this proposed ordinance or a fair summary thereof in a newspaper having a general circulation in the City of College Park together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council. The public hearing, hereby set for 7:30 P.M. on the 9th day of August, 2016, shall follow the publication by at least seven (7) days, may be held separately or in connection with a regular or special Council meeting and may be adjourned from time to time. All persons interested shall have an opportunity to be heard. After the hearing, the Council may adopt the proposed ordinance with or without amendments or reject it. As soon as practicable after adoption, the City Clerk shall have a fair summary of the Ordinance and notice of its adoption published in a newspaper having a general circulation in the City of College Park and available at the City's offices. This Ordinance shall become effective on _____, 2016 provided that a fair summary of this Ordinance is published at least once prior to the date of passage and once as soon as practical after the date of passage in a newspaper having general circulation in the City.

INTRODUCED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the 12th day of July, 2016.

ADOPTED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the _____ day of _____ 2016.

EFFECTIVE the _____ day of _____, 2016.

ATTEST:

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

Patrick L. Wojahn, Mayor

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:**

Suellen M. Ferguson, City Attorney